

HOUSE BILL 843

By Parkinson

AN ACT to amend Tennessee Code Annotated, Title 39
and Title 40, relative to criminal offenders within a
residential area.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 35, Part 1, is amended by
adding the following language as a new, appropriately designated section:

(a) This section shall be known and may be cited as the “Neighborhood
Protection Act.”

(b) A homeowners’ association, as defined in § 68-14-302, a neighborhood
association, a neighborhood watch, or a similarly organized residential entity that is
recognized by state or local law with defined boundaries referenced in the residential
entity’s charter or governing document, may seek an injunction or restraining order
prohibiting an offender from entering the boundaries of the residential area, if:

(1) The offender has been convicted of three (3) or more separate
offenses of theft, as defined in § 39-14-103; burglary, as defined in § 39-14-402;
rape, as defined in § 39-13-503; or criminal homicide, as defined in § 39-13-201;
and

(2) Three (3) or more of the offenses were committed within the
boundaries of the residential area.

(c) Any injunction or restraining order shall remain in effect for one (1) year,
unless modified or dissolved by the court that granted the injunction or restraining order,
and may be renewed by the court upon motion of the homeowners’ association,
neighborhood association, neighborhood watch, or similarly organized residential entity.

SECTION 2. This act shall take effect July 1, 2015, the public welfare requiring it.